

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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June 22, 1999

VIA HAND DELIVERY

Magalie Roman Salas, Secretary  
Federal Communications Commission  
Portals II  
445 12th Street, N.W.  
Suite TW-A325  
Washington, D.C. 20554

RECEIVED

JUN 22 1999

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: File No. NSD-L-98-121, CC Docket 96-98/ Network Plus, Inc. IntraLATA Toll  
Dialing Parity Implementation Plans

Dear Ms. Salas:

Pursuant to Public Notice,<sup>1</sup> enclosed for filing with the Federal Communications Commission ("Commission") are four copies of each Network Plus, Inc. IntraLATA Toll Dialing Parity Implementation Plan for the states of Massachusetts, New Hampshire, New Jersey, New York, and Rhode Island. These states have not yet taken action on these plans. Consequently, the plans are being filed with the Commission in order to conform with the Commission's Order directing local exchange carriers ("LECs") to file their plans with the Commission on June 22, 1999 if a state commission has not yet acted on a LEC's intraLATA toll dialing parity implementation plan.<sup>2</sup>

No. of Copies rec'd 0 + 4  
List A B C D E

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<sup>1</sup> Instructions for Filing IntraLATA Toll Dialing Parity Plans, DA 99-1190, *Public Notice*, (June 18, 1999).

<sup>2</sup> Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, CC Docket 96-98, NSD File No. L-98-121, *Order*, FCC 99-54 para. 7 (rel. Mar. 23, 1999).

Magalie Roman Salas  
June 22, 1999  
Page 2

Kindly date-stamp the extra copy of this filing and return it to us. Thank you for your attention to this matter. Should you have any questions, please direct them to Kathleen L. Greenan at (202) 945-6922.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathleen Greenan", with a stylized, flowing script.

Kathleen L. Greenan  
Counsel for Network Plus, Inc.

Enclosures

cc: Al McCloud, Commission (2 copies, w/ enclosures)  
Lisa Korner

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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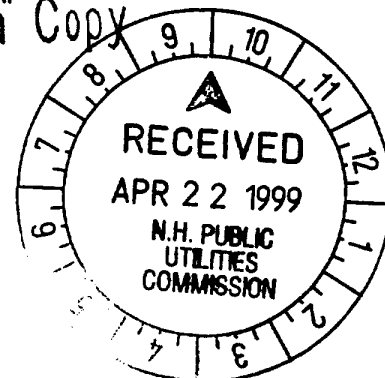
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JUN 22 1999

April 21, 1999

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Return Copy



VIA OVERNIGHT MAIL

Thomas B. Getz, Directory & Secretary  
New Hampshire Public Utilities Commission  
8 Old Suncock Road  
Concord, NH 03301

Re: Network Plus, Inc. IntraLATA Toll Dialing Parity Plan

Dear Mr. Getz:

Enclosed please find an original and nine (9) copies of Network Plus, Inc.'s ("Network Plus") IntraLATA Toll Dialing Parity Plan filed pursuant to the Federal Communications Commission's Order regarding intraLATA toll dialing parity.<sup>1</sup> If the Commission requires, Network Plus will file tariff revisions in accordance with this Plan.

Please date-stamp the enclosed extra copy of this filing and return it in the self-addressed stamped envelope provided. If you have any questions regarding the enclosed Plan, please do not hesitate to contact me. Thank you for your attention to this matter.

Very truly yours,

Kathleen L. Greenan

Counsel for Network Plus, Inc.

cc: Lisa Korner  
Andrew Isar

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<sup>1</sup> *Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Petition of Southwestern Bell Telephone Company, Pacific Bell, and Nevada Bell for Expedited Declaratory Ruling on Interstate IntraLATA Toll Dialing Parity or, in the Alternative, Various Other Relief, Order*, CC Docket No. 96-98, NSD File No. 98-121 (released March 23, 1998).

**NETWORK PLUS, INC.**  
**INTRALATA TOLL DIALING PARITY PLAN**

**INTRODUCTION**

In accordance with the August 8, 1996 Federal Communications Commission (FCC) Second Report and Order, Network Plus, Inc. ("Network Plus") submits its implementation plan for intraLATA presubscription.

While Network Plus intends to offer facilities-based service, it currently resells local exchange services. As a non-facilities-based provider of local exchange services, Network Plus relies upon its underlying carrier(s) for the provision of equal access to intraLATA and interLATA service providers. Network Plus will in no way restrict, or interfere with, subscribers' ability to access competitive providers of intraLATA or interLATA toll services pursuant to the policies implemented by Network Plus's underlying carrier(s).

**POLICIES**

Network Plus will in no way restrict, or interfere with, subscribers' ability to access competitive providers of intraLATA or interLATA toll services pursuant to the policies implemented by Network Plus's underlying carrier(s).

All eligible Network Plus end user telephone line numbers will be presubscribed and must have a PIC associated with them.

**CARRIER INFORMATION**

Interexchange carriers will have the option of offering intraLATA service only or intraLATA and interLATA service.

Interexchange carriers will have the option of participating in all market areas or in a specific market area.

Interexchange carriers will be required to return a completed Non-Disclosure Agreement and Participation Agreement(s).

Network Plus will not participate in billing disputes for intraLATA service between alternative competing interexchange carriers and their customers.

Network Plus representatives will not initiate or accept three-way calls from alternative interexchange carriers to discuss presubscription.

Carriers wishing to participate will be requested to submit Access Service Requests/Translation Questionnaires to the Access Tandem owner and to Network Plus.

## **CALL ELIGIBILITY/TOLL DIALING PLAN**

A local service customer of Network Plus will have calls routed according to the plan implemented by its underlying carrier(s).

## **NETWORK INFORMATION**

Interexchange carriers will be subject to such network specifications as shall be imposed by Network Plus' underlying carrier. Network Plus disclaims responsibility for any such specifications. Network Plus will not participate in disputes regarding any such network specifications between alternative competing interexchange carriers and Network Plus' underlying carrier(s).

All originating intraLATA traffic will initially be routed via the incumbent Local Exchange Carrier (LEC) Access Tandem(s).

## **CUSTOMER CONTACT INFORMATION**

No more than 30 days subsequent to approval of this Plan by the Commission, Network Plus will inform its subscriber base that they may select a participating carrier for the carriage of intraLATA toll traffic. A neutrally-worded billing insert will be used to effectuate this notice. New customers will be informed of their ability to select interLATA and intraLATA toll providers at the time they request service from a Network Plus representative.

Network Plus customer contact representatives will process customer initiated PIC selections to Network Plus or to an alternative intraLATA carrier. Carriers will have the option of allowing the Network Plus representative to process PIC requests on their behalf.

Network Plus will not ballot or allocate their customer base. At the time of conversion, all customers will be "PIC'd" to Network Plus unless another carrier is chosen by the particular customer.

Network Plus will accept as a bona fide PIC a selection of "NO PIC" as a choice. Network Plus will be relying upon its underlying carrier to ensure that "NO PIC" customers will have access code dialing capability to reach participating intraLATA carriers.

Network Plus customer contact representatives will not comment on a customer's choice of its intraLATA PIC when the customer contacts Network Plus to change the PIC. Network Plus customer contact representatives will respond to customer inquiries about intraLATA carriers in a competitively neutral fashion.

If the intraLATA toll carrier selected by the customer permits Network Plus to process orders on its behalf, Network Plus will accept the PIC change request.

Network Plus representatives will not discuss alternative carrier rates or services and will not provide customers with Carrier Identification Codes or access code dialing instructions.

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### **PRESUBSCRIPTION INFORMATION**

Network Plus will offer its customers a 90-day grace period following Plan implementation during which the customers may change intraLATA carriers without a PIC change charge. Customers can make multiple PIC changes during these 90 days at no charge.

New line customers, including customers adding lines, will have the opportunity to select a participating carrier, or they will be assigned a NO PIC designation. If a customer cannot decide upon an intraLATA carrier at the time of order, Network Plus may extend a 30-day period following placement of the customer's service order for the customer to select an intraLATA carrier without charge. Such a customer will be assigned a NO PIC designation in the interim. Customers assigned a NO PIC designation as set forth in this paragraph will be required to dial an access code to reach an intraLATA carrier's network.

If a Network Plus customer denies requesting a change in intraLATA toll providers as submitted by an intraLATA carrier, and the intraLATA carrier is unable to produce a Letter of Agency signed by the customer, the intraLATA carrier will be assessed a \$75.00 charge for the unauthorized PIC change and the PIC will be changed as per the customer's request, in addition to any charges assessed by the underlying carrier or other penalties authorized by law.

Alternative interexchange carriers may submit PIC changes to Network Plus via a fax/paper interface.

Network Plus will process intraLATA PIC selections in the same manner and under the same intervals of time as interLATA PIC changes.

Carriers will be required to submit PIC changes using the Customer Account Record Exchange (CARE) format via paper medium. Network Plus will provide carriers with PIC order confirmation and reject information using the CARE format. Specific details regarding CARE will be provided to participating carriers.

For customers who change their local service provider from the incumbent LEC to Network Plus and retain their incumbent LEC telephone number(s), Network Plus, as part of the CARE PIC process, will provide the selected intraLATA carrier with both the retained (incumbent LEC) telephone number and the Network Plus telephone number.

Dated: April 21, 1999

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OFFICE OF THE SECRETARY

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RECEIVED  
MASS. DEPT. OF  
TELECOMMUNICATIONS  
APR 22 10 52 AM '99

**VIA OVERNIGHT MAIL**

Mary Cottrell, Secretary  
Massachusetts Department of Telecommunications  
and Energy  
Leverett Saltonstall Building  
Government Center  
100 Cambridge Street, 12<sup>th</sup> Floor  
Boston, MA 02202

Re: Network Plus, Inc. IntraLATA Toll Dialing Parity Plan; Docket D.T.E. 98-9

Dear Ms. Cottrell:

Enclosed please find an original and nine (9) copies of Network Plus, Inc.'s ("Network Plus") IntraLATA Toll Dialing Parity Plan. Network Plus is submitting the Plan in order to comply with the Federal Communications Commission's March 23, 1999 Order regarding intraLATA toll dialing parity directing local exchange carriers to file intraLATA presubscription implementation plans with the state regulatory commission for each state in which the LEC provides telephone exchange service.<sup>1</sup> Network Plus understands from the Department's April 13, 1999 letter that the Department will issue a decision establishing intraLATA toll-dialing parity requirements within the next four to eight weeks. Upon release of that decision, Network Plus will revise its Plan in accordance with the Department's decision if necessary.

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<sup>1</sup> *Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Petition of Southwestern Bell Telephone Company, Pacific Bell, and Nevada Bell for Expedited Declaratory Ruling on Interstate IntraLATA Toll Dialing Parity or, in the Alternative, Various Other Relief, Order*, CC Docket No. 96-98, NSD File No. 98-121 (released March 23, 1998).

April 21, 1999

Page 2

Please date-stamp the enclosed extra copy of this filing and return it in the self-addressed stamped envelope provided. If you have any questions regarding the enclosed Plan, please do not hesitate to contact me. Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in cursive script, reading "Kathleen L. Greenan".

Kathleen L. Greenan

Counsel for Network Plus, Inc.

cc: Lisa Komer  
Andrew Isar



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Dated: April 21, 1999